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UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF NEW YORK

CASE NO.:	12-CR-5	79	
DATE:	October	16, 2013	
PRESIDING.	JUDGE:	Thomas J. McAvoy	
☐ PLAIN7	ΓIFF	DEFENDANT	

EXHIBIT NUMBER	DATE MARKED FOR ID	DATE ADMITTED IN EVIDENCE	WITNESS	EXHIBIT DESCRIPTION
1				IRS-FRP Master File Log
1A				IRS Form 3175
1B				IRS Form 3176
2				2004 Tax Return (1040) Filed on 12/28/07 (\$238,406.47)
3				2007 Tax Return (1040NR) Filed on 12/31/07 (\$200,000)
4				2005 Tax Return (1040) Filed on 1/2/08 (\$112,546.53)
5				2006 Tax Return (1040) Filed on 1/7/08 (\$2,729.58)
6				2006 Tax Return (1040) Filed on 2/25/08 (\$65,121.20)
6A				Letter from Unger to IRS-FRP dated 3/25/08
7				2007 Tax Return (1040) Filed on 3/21/08 (\$35,000,150.00)
8				2007 Tax Return (1040) Filed on 3/21/08 (\$266,847.92)
9				2008 Tax Return (1040) Filed on 7/8/08 (\$285,973.90)

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UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF NEW YORK

CASE NO.:	12-CR-5	79		
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☐ PLAINT	TIFF	П	DEFENDANT	

EXHIBIT NUMBER	DATE MARKED FOR ID	DATE ADMITTED IN EVIDENCE	WITNESS	EXHIBIT DESCRIPTION
10				2004 Tax Return (843) Filed on 4/20/11 (\$5,936.16)
11				2005 Tax Return (843) Filed on 4/20/11 (\$5,761.59)
12				2006 Tax Return (843) Filed on 4/20/11 (\$17,235.28)
13				2007 Tax Return (843) Filed on 4/20/11 (\$17,153.08)
14				2008 Tax Return (843) Filed on 4/20/11 (\$5,584.50)
15				2010 Tax Return (709) Filed on 4/20/11 (\$90,096.11)
16				IRS Tax Lien Filed in Saratoga County on 8/4/09
17				2005 Wage and Income Transcript
18				2005 IRS Certificate of Assessment for Income Tax Return
19				2006 Wage and Income Transcript
20				2006 IRS Certificate of Assessment for Income Tax Return
21				2004 IRS Certificate of Civil Penalty

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☐ PLAINT	TIFF		DEFENDANT	

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EXHIBIT NUMBER	DATE MARKED FOR ID	DATE ADMITTED IN EVIDENCE	WITNESS	EXHIBIT DESCRIPTION
22				2005 IRS Certificate of Civil Penalty
23				2006 IRS Certificate of Civil Penalty
24				2007 IRS Certificate of Civil Penalty
25				2008 IRS Certificate of Civil Penalty
26				2010 IRS Certificate of Civil Penalty
27				2004 IRS Certificate of Assessment for Income Tax Return
28				2007 IRS Certificate of Assessment for Income Tax Return
29				2008 IRS Certificate of Assessment for Income Tax Return
30				2009 IRS Certificate of Assessment for Income Tax Return
31				2010 IRS Certificate of Assessment for Income Tax Return
32				Saratoga County Filing by Keith Eaton on Behalf of Glenn R. Unger to Release IRS Tax Lien
32A				Letter From Hugh Burke to Eaton Dated 8/2/11

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UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF NEW YORK

CASE NO.:	12-CR-5	79	
DATE:	October	16, 2013	
PRESIDING.	JUDGE:	Thomas J. McAvoy	
☐ PLAIN7	ΓIFF	DEFENDANT	

EXHIBIT NUMBER	DATE MARKED FOR ID	DATE ADMITTED IN EVIDENCE	WITNESS	EXHIBIT DESCRIPTION
32B				Letter From Eaton to Hugh Burke Dated 8/18/11
32C				Letter From Hugh Burke to Eaton Dated 9/12/11
33				Contract Between Dr. O'Donnell And Unger
33A				12/2/07 Email from Dr. O'Donnell to Kevin Mahoney
33B				Letter Containing \$200,000 Promissory Note as Payment
33C				1/7/08 Email from Dr. O'Donnell to Mahoney (Unable to Deposit the Promissory Note)
33D				6/7/08 Letter to Dr. O'Donnell Regarding Tax Reporting to IRS
34				Albany County Filing of the Promissory Note by Unger on 1/18/08
35				Blank IRS 1099 OID Form Seized from the Defendant's Residence
36				Correspondence Between Keith Eaton and the Saratoga County Clerk's Office Regarding the Release of the IRS Tax Lien Seized from the Defendant's Residence
37				IRS Letter(s) to Unger Notifying Him of Frivolous Filing Penalties Seized from the Defendant's Residence

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UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF NEW YORK

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DATE:	October	16, 2013		
PRESIDING.	JUDGE:	Thomas	J. McAvoy	
☐ PLAIN	ΓIFF		DEFENDANT	

EXHIBIT NUMBER	DATE MARKED FOR ID	DATE ADMITTED IN EVIDENCE	WITNESS	EXHIBIT DESCRIPTION
38				Saratoga County Release of Lien Documents Seized from the Defendant's Residence
39				Diamond Financial Documents and 1099 Forms Seized from the Defendant's Residence
40				Count 1 Chart
41				Counts 2-5 Chart
42				Letter from Holly Nicholson dated July 20, 2009
43				Letter from Holly Nicholson dated October 6, 2009

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UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF NEW YORK

CASE NO.:	12-CR-5/9			
DATE:	October 16, 2013			
PRESIDING JUDGE: Thomas J. McAvoy				
☐ PLAINTI	FF DE	FENDANT		
EXHIBIT NUMBER	DATE MARKED DATE ADMITTED FOR ID IN EVIDENCE		WITNESS	EXHIBIT DESCRIPTION